

1 LYSSA S. ANDERSON
Nevada Bar No. 5781
2 KRISTOPHER J. KALKOWSKI
Nevada Bar No. 14892
3 TRAVIS C. STUDDARD
Nevada Bar No. 16454
4 KAEMPFER CROWELL
1980 Festival Plaza Drive, Suite 650
5 Las Vegas, Nevada 89135
Telephone: (702) 792-7000
6 Fax: (702) 796-7181
landerson@kcnvlaw.com
7 kkalkowski@kcnvlaw.com
tstuddard@kcnvlaw.com
8

Attorneys for Defendant
Las Vegas Metropolitan Police Department

10 UNITED STATES DISTRICT COURT

11 DISTRICT OF NEVADA

12 REGINA MCINTYRE, individually, and
13 REGINA MCINTYRE, acting on behalf of the
Estate of James Chatien,

14 Plaintiffs,
15 vs.

16 LAS VEGAS METROPOLITAN POLICE
DEPARTMENT, a political subdivision of the
State of Nevada; STATE OF NEVADA;
17 CLARK COUNTY SHERIFF'S OFFICE;
CLARK COUNTY DETENTION CENTER;
18 CITY OF LAS VEGAS; and DOES 1 through
10, Corporate DOES 1 through 10,

19 Defendants.
20

Case No.: 2:24-cv-01953-APG-EJY

**STIPULATION TO EXTEND
DISCOVERY
(First Request)**

21 IT IS HEREBY STIPULATED AND AGREED between the parties that the discovery
22 cut-off date of July 28, 2025, be continued for a period of ninety days up to and including
23 **Monday, October 27, 2025**, for the purpose of allowing the parties to propound and respond to
24 written discovery; to allow experts time to review voluminous materials and prepare their expert

1 reports; to serve third-party subpoenas; and to take the depositions of Plaintiff and Rule 30(b)(6)
2 witnesses.

3 **I. DISCOVERY COMPLETED TO DATE**

4 LVMPD provided its Initial Rule 26 Disclosures to Plaintiff which included nearly three-
5 thousand (3000) pages. Plaintiff has not yet provided her Rule 26 Disclosures.

6 **II. DISCOVERY YET TO BE COMPLETED**

7 LVMPD is currently researching and reviewing additional materials and will make
8 supplemental Rule 26 Disclosures and propound written discovery (Interrogatories, Requests for
9 Admissions and Requests for Production of Documents) on Plaintiff. Plaintiff will make her
10 Initial Rule 26 Disclosures and likewise, serve written discovery on LVMPD. The parties will
11 respond to written discovery. Additional information and documents will be provided to experts
12 to review. Experts will finish preparing draft reports and timely expert disclosures will be made.
13 The parties will coordinate and conduct the deposition of Plaintiff and Rule 30(b)(6) witnesses.
14 Any necessary third-party subpoenas or additional written discovery will be served.

15 **III. REASONS WHY REMAINING DISCOVERY HAS NOT BEEN COMPLETED**

16 The Parties submit this Stipulation to Extend Discovery (first request) is being made in
17 advance of the current discovery deadlines. Accordingly, a standard of “good cause” governs. D.
18 Nev. Local Rule 26-3. Good cause “primarily considers the diligence” of the parties seeking the
19 extension. *Johnson v. Mammoth Recreations, Inc.*, 975 F.2d 604, 609 (9th Cir. 1992) (explaining
20 that “[t]he district court may modify the pretrial schedule if it cannot reasonably be met despite
21 the diligence of the party seeking the extension.”) (internal quotations omitted). “Motions for
22 extension must include a statement specifying the discovery completed, a description of
23 discovery remaining, the reasons why the deadline was not satisfied, and a proposed schedule for
24

1 completing remaining discovery.” *Hampton v. Nevada*, No. 2:20-cv-00578-APG-DJA, 2021 WL
2 3573640, at *2 (D. Nev. July 29, 2021).

3 The claims in this matter surround the death of a former CCDC inmate by another CCDC
4 inmate. The information related to the claims is highly sensitive given it involves a death and a
5 charge for Open Murder. Moreover, the information relates to CCDC operations, the
6 institutional and mental health history of both inmates and the numerous investigations of the
7 death by LVMPD. It has taken considerable time to review the mass amount of materials related
8 the claims; and in fact, materials continue to be reviewed and will continue to be disclosed. In
9 addition, experts will need more time to review the materials and formulate their reports.

10 Although the parties have been diligent in conducting discovery, more time is needed
11 based upon the claims in this matter and the information surrounding the claims. The parties
12 submit that these reasons satisfy the applicable good cause standard imposed by Local Rule 26-3
13 for an extension of the current discovery deadlines.

14 **IV. PROPOSED EXTENDED DEADLINES**

15 The parties respectfully request this Court enter an order as follows:

16 Deadline	Current Date	Proposed New Date
17 Discovery Cut Off	July 28, 2025	October 27, 2025
18 Disclosure of Experts	May 29, 2025	August 28, 2025
19 Disclosure of Rebuttal Experts	June 30, 2025	September 29, 2025
20 Dispositive Motion Deadline:	August 27, 2025	November 26, 2025
21 Pre-Trial Order	September 26, 2025	December 26, 2025

22 **(A) Motions in Limine/*Daubert* Motions.**

23 Under LR 16-3(b), any motions in limine, including *Daubert* motions, shall be filed and
24

1 served 30 days prior to the commencement of Trial. Oppositions shall be filed and served 14
2 days thereafter. Reply briefs will be allowed only with leave of the Court.

3 **(B) Pretrial Order.**

4 Pursuant to LR 26(1)(e)(5), the Joint Pretrial Order shall be filed with this Court no later
5 than thirty days after the date set for filing dispositive motions, unless dispositive motions are
6 filed, in which case the date for filing the Joint Pretrial Order shall be suspended until 30 days
7 after the decision on the dispositive motions or further order of this Court. The disclosures
8 required by FRCP 26(a)(3) and any objections shall be included in the final pretrial order.

9 **(C) Extensions or Modification of the Discovery Plan and Scheduling Order.**

10 In accordance with LR 26-3, applications to extend any date set by the discovery plan,
11 scheduling order, or other order must, in addition to satisfying the requirements of LR 6-1, be
12 supported by a showing of good cause for the extension. All motions or stipulations to extend a
13 deadline set forth in a discovery plan shall be received by the Court not later than 21 days before
14 the expiration of the subject deadline. A request made after the expiration of the subject deadline
15 shall not be granted unless the movant demonstrates that the failure to set was the result of
16 excusable neglect. Any motion or stipulation to extend a deadline or to reopen discovery shall
17 include:

- 18 (a) A statement specifying the discovery completed;
- 19 (b) A specific description of the discovery that remains to be completed;
- 20 (c) The reasons why the deadline was not satisfied or the remaining discovery was
21 not completed within the time limits set by the discovery plan; and
- 22 (d) A proposed schedule for completing all discovery.

23 ///

24 ///

1 The parties submit that good cause exists for an extension of the discovery deadlines.
 2 Discovery just recently commenced in this matter. The parties have acted in good faith and are
 3 will continue to conduct discovery in an expeditious manner. Because of the nature of the case
 4 and claims, it has taken considerable time and resources to gather and assemble materials and
 5 information relevant to the claims and defenses in this matter. This brief delay will not impede
 6 this matter and, in fact, will assist all parties to complete all necessary discovery. No Trial has
 7 been set and dispositive motions have not been filed.

8 IT IS SO STIPULATED this 7th day of May, 2025.

9 KAEMPFER CROWELL

10 By: /s/ Lyssa S. Anderson
 11 LYSSA S. ANDERSON
 12 Nevada Bar No. 5781
 13 KRISTOPHER J. KALKOWSKI
 14 Nevada Bar No. 14892
 15 TRAVIS C. STUDDARD
 16 Nevada Bar No. 16454
 17 1980 Festival Plaza Drive
 18 Suite 650
 19 Las Vegas, Nevada 89135

20 *Attorneys for Defendant*
 21 *Las Vegas Metropolitan Police*
 22 *Department*

By: /s/ Michael Mee
 MICHAEL MEE
 Nevada Bar No. 13726
 400 S. 4th Street
 Las Vegas NV 89101
Attorney for Plaintiff

23 ORDER

24 IT IS SO ORDERED.


 UNITED STATES MAGISTRATE JUDGE

Dated: May 7, 2025